

**PROCLAMATION PRESENTED FOR PATRIOT DAY
SEPTEMBER 11, 2002**

Ordinance No. C-7594 provides that hearings shall be set for 5:00 P.M. each Tuesday, and such hearings shall be held at the specified time for which they are set or as soon as practical regardless of the otherwise order of business of the City Council. Hearings scheduled for today:

CONTINUED HEARING: 5:00 P.M.

Continued hearing to
October 8, 2002, at
5:00 P.M.

1. Report and determination of Hearing Officer regarding appeal of Yankee Doodles, Ltd. from the decision of the Director of Financial Management of an administrative rejection of a business license application for Yankee Doodles, located at 4100 E. Ocean Boulevard. (City Clerk) (District 3)

Suggested Action: Receive supporting documentation into the record, consider the Hearing Officer's report, conclude the hearing, and grant or deny the business license.

HEARINGS: 5:00 P.M.

Received supporting documentation into the record; concluded the hearing; and adopted Resolution No. C-28075 approving the Belmont Shore Parking and Business Improvement Area Program and Assessment for the period of October 1, 2002 through September 30, 2003; and auth'd. City Mgr. to execute an agreement with the Belmont Shore Business Association for a one-year period in an amount not to exceed \$75,000 to promote and market the Belmont Shore commercial area. (Doc. 2)

2. Resolution confirming, following hearing, the Annual Report of the Belmont Shore Parking and Business Improvement Area Advisory Commission, imposing and continuing the levy of Annual Assessment as set forth in said report and setting forth other related matters. (Res. C-28063) (Community Development) (District 3)

Suggested Action: Receive supporting documentation into the record, conclude the hearing, and adopt Resolution approving the Belmont Shore Parking and Business Improvement Area Program and Assessment for the period of October 1, 2002 through September 30, 2003; and authorize City Manager to execute an agreement with the Belmont Shore Business Association for a one-year period in an amount not to exceed \$75,000 to promote and market the Belmont Shore commercial area.

Received supporting documentation into the record; concluded the hearing; and adopted Resolution No. C-28076 approving the Bixby Knolls Parking and Business Improvement Area Program and Assessment for the period of October 1, 2002 through September 30, 2003; and auth'd. City Mgr. to execute an agreement with the Bixby Knolls Business Improvement Association for a one-year period in an amount not to exceed \$135,000 to promote and market the Bixby Knolls commercial area. (Doc. 3)

3. Resolution confirming, following hearing, the Annual Report of the Bixby Knolls Parking and Business Improvement Area Advisory Commission, continuing the levy of Annual Assessment as set forth in said report and setting forth other related matters. (Res. No. C-28064) (Community Development) (Districts 7,8)

Suggested Action: Receive supporting documentation into the record, conclude the hearing, and adopt Resolution approving the Bixby Knolls Parking and Business Improvement Area Program and Assessment for the period of October 1, 2002 through September 30, 2003; and authorize City Manager to execute an agreement with the Bixby Knolls Business Improvement Association for a one-year period in an amount not to exceed \$135,000 to promote and market the Bixby Knolls commercial area.

BUDGET HEARING: 6:00 P.M.

(Docs. 35-37)

4. Fiscal Year 2003 Budget Adoption. (Report of Director of Financial Management) (Fiscal Year 2003 Proposed Resource Allocation Plan) (Fiscal Year 2003 Proposed One-Year Capital Improvement Program)

Resolution approving the 2002-2003 budget of the Long Beach Water Department as adopted by the Board of Water Commissioners on July 18, 2002.

Ordinance approving Resolution No. WD-1158, a Resolution of the Board of Water Commissioners of said City establishing the rates and charges fixed therein to be charged for water and sewer service.

Resolution approving the 2002-2003 Budget of the Long Beach Harbor Department.

Ordinance amending the Long Beach Municipal Code by amending Chapter 3.90 relating to a surcharge for the Development Services Center.

Resolution to establish and revise rates for emergency ambulance transportation service by municipally owned or operated vehicles and rescinding Resolution No. C-27711.

Resolution amending Resolution No. C-22526 as previously amended to establish and revise fees for services rendered by the Long Beach Fire Department. (and increasing Marine Safety Special Events Fees)

Resolution revising fees for Health Services. (Includes Animal Control Fees, Environmental Health Fees, Public Health Clinic Fees, Preventative Health Clinic Fees, and Fees for Small Quantity Specified Waste.)

Resolution confirming, readopting and amending fees for the administration of various functions and services of the Department of Library Services of the City of Long Beach (2002-2003). (Including Inter-Library Loan Fee, Videos and DVD Maximum Overdue Fines and Collection Use and Photograph Fees.)

Resolution revising the schedule of rates for solid waste collection, and setting fees related to solid waste, recycling, and litter prevention.

Resolution amending the Long Beach Marina Rules and Regulations' fees, rates and charges for Fiscal Year 2002-2003. (Slip Rental Fee, the Launch Ramp Permit Fee, the Shore Mooring Permit Fee, and the Marina Administrative Processing Fee.)

(Doc. 38)

Director of Planning and Building, regarding finding of conformity with the General Plan for the Proposed Fiscal Year 2003 Capital Improvement Plan.

Resolution adopting an appropriations limit for the City of Long Beach for the 2002-2003 Fiscal Year pursuant to Article XIII(B) of the California Constitution.

Ordinance approving and adopting the Official Budget of the City of Long Beach for the Fiscal Year 2002-03, creating and establishing the funds of the Municipal Government of the City of Long Beach and appropriating money to and authorizing expenditures from said funds for said fiscal year; declaring the urgency thereof, and providing that this Ordinance shall take effect at 12:01 A.M. on October 1, 2002.)

Deferred action to continued budget hearing on Sept. 17, 2002, at 6:00 P.M.

Suggested Action: 1. Adopt Resolution approving the FY 03 budget of the Long Beach Water Department as adopted by the Board of Water Commissioners on July 18, 2002.

Declared Ordinance approving Resolution fixing rates and charges for water and sewer service to all customers as adopted by Board of Water Commissioners on July 18, 2002 read the first time and laid over to next regular meeting of the City Council for final reading.

Deferred action to continued budget hearing on Sept. 17, 2002, at 6:00 P.M.

Declared Ordinance increasing plan check and permit fees surcharge, which includes a 5 percent surcharge on building, zoning, environmental, electrical, mechanical and plumbing plan check and permit fees, read the first time and laid over to the next regular meeting of the City Council for final reading.

Adopted Resolution No. C-28077 increasing fees for Ambulance Transport and Mileage.

Adopted Resolution No. C-28078 revising Fire Prevention/Fire Permit fees and increasing the Marine Safety Special Events fee.

Adopted Resolution No. C-28079 revising fees for Health Services which includes Animal Control Fees, Environmental Health Fees, Public Health Clinic Fees, Preventative Health Clinic Fees, and Fees for Small Quantity Specified Waste.

Adopted Resolution No. C-28080 revising fees for Library Services including an Inter-Library Loan Fee, Videos and DVD Maximum Overdue Fines and Collection Use and Photograph Fees.

Adopted Resolution No. C-28081 establishing and revising the schedule of rates for Solid Waste Collection, and setting fees related to Solid Waste Recycling and Litter Prevention.

Adopted Resolution No. C-28082 increasing the Marina Slip Rental Fee, the Launch Ramp Permit Fee, the Shore Mooring Permit Fee, and the Marina Administrative Processing Fee.

2. Declare Ordinance approving the Resolution fixing rates and charges for water and sewer service to all customers as adopted by the Board of Water Commissioners on July 18, 2002 read the first time and laid over to the next regular meeting of the City Council for final reading
3. Adopt Resolution approving the FY 03 budget for the Long Beach Harbor Department as adopted by the Board of Harbor Commissioners on July 22, 2002.
4. Declare Ordinance increasing plan check and permit fees surcharge, which includes a 5 percent surcharge on building, zoning, environmental, electrical, mechanical and plumbing plan check and permit fees, read the first time and laid over to the next regular meeting of the City Council for final reading.
5. Adopt Resolution increasing fees for Ambulance Transport and Mileage.
6. Adopt Resolution revising Fire Prevention/Fire Permit fees and increasing the Marine Safety Special Events fee.
7. Adopt Resolution revising fees for Health Services which includes Animal Control Fees, Environmental Health Fees, Public Health Clinic Fees, Preventative Health Clinic Fees, and Fees for Small Quantity Specified Waste.
8. Adopt Resolution revising fees for Library Services including an Inter-Library Loan Fee, Videos and DVD Maximum Overdue Fines and Collection Use and Photograph Fees.
9. Adopt Resolution establishing and revising the schedule of rates for Solid Waste Collection, and setting fees related to Solid Waste Recycling and Litter Prevention.
10. Adopt Resolution increasing the Marina Slip Rental Fee, the Launch Ramp Permit Fee, the Shore Mooring Permit Fee, and the Marina Administrative Processing Fee.

Deferred action to continued budget hearing on Sept. 17, 2002, at 6:00 P.M.

Adopted a motion approving the budgets for the Redevelopment Agency's Project Area Committees in the amounts of \$43,200 for Central Long Beach, \$60,000 for West Long Beach Industrial, and \$10,000 for North Long Beach.

Adopted the budget for the Long Beach Housing Development Company in the amount of \$9,550,120, which is included in the budget of the Department of Community Development.

Adopted Resolution No. C-28083 adopting an appropriations limit (Gann) for FY 03 pursuant to Article XIII(B) of the California Constitution.

Deferred action to continued budget hearing on Sept. 17, 2002, at 6:00 P.M.

Deferred action to continued budget hearing on Sept. 17, 2002, at 6:00 P.M.

Deferred action to continued budget hearing on Sept. 17, 2002, at 6:00 P.M.

11. Approve FY 03 One-Year Capital Improvement Program.
12. Adopt a motion approving the budgets for the Redevelopment Agency's Project Area Committees in the amounts of \$43,200 for Central Long Beach, \$60,000 for West Long Beach Industrial, and \$10,000 for North Long Beach.
13. Adopt the budget for the Long Beach Housing Development Company in the amount of \$9,550,120, which is included in the budget of the Department of Community Development.
14. Adopt Resolution adopting an appropriations limit (Gann) for FY 03 pursuant to Article XIII(B) of the California Constitution.
15. Adopt a motion amending the proposed budget.
16. Declare an emergency to exist.
17. Declare Appropriations Ordinance for FY 03, creating and establishing the funds of the Municipal Government and appropriating money to and authorizing expenditures from said funds and for said fiscal year as an emergency ordinance, read and adopted as read.

PUBLIC: OBTAIN SPEAKER CARD FROM CITY CLERK

Opportunity given to first 10 citizens who have submitted speaker cards in writing to the City Clerk to address the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)

CONSENT CALENDAR (5 - 17)

NOTICE TO THE PUBLIC

All matters listed under the Consent Calendar are to be considered routine by the City Council and will all be enacted by one motion. There will be no separate discussion of said items unless members of the City Council, staff or the public request specific items be discussed and/or removed from the Consent Calendar for separate action. Requests by the public for separate consideration should be made to the Mayor's Office or City Clerk Department prior to the beginning of the Council meeting.

DEPARTMENTAL COMMUNICATIONS:

- Auth'd. City Mgr. and
auth'd. City Mgr. (Doc. 4)

5. **AUTHORIZE CITY MANAGER** to execute agreement with the Los Angeles County Bar Association Dispute Resolution Services, Inc., for free and low-cost mediation services at the Neighborhood Resource Center at 425 Atlantic Avenue for one year at no cost to the City, and **AUTHORIZE CITY MANAGER** to execute amendment extending the term for a second year, based on satisfactory performance. (Community Development) (Citywide)
- Auth'd. City Mgr. (Doc. 5)

6. **AUTHORIZE CITY MANAGER** to issue a refund check in the amount of \$10,500 to Robert Bunes, a utility customer, to reimburse him for the purchase of seven water meters that were returned unused. (Financial Management) (District 4)
- Auth'd. City Mgr. (Doc. 6)

7. **AUTHORIZE CITY MANAGER** to execute an amendment to the agreement with Long Beach Community College District for a Nursing Student Fieldwork Experience Program for a period of two additional years. (Health and Human Services) (Citywide)
- Auth'd. City Mgr. (Doc. 7)

8. **AUTHORIZE CITY MANAGER** to execute agreement with the Trustees of California State University for a Social Work Student Field Experience Program for a period of four years at no cost to the City. (Health and Human Services) (Citywide)
- Auth'd. City Mgr. (Doc. 8)

9. **AUTHORIZE CITY MANAGER** to execute Second Amendment to Agreement No. 27282 with the County of Los Angeles for the Public Health Nurse Home Visitation Project to decrease the term of the agreement by one month. (Health and Human Services) (Citywide)
- Auth'd. City Atty.
(Docs. 9-12)

10. **AUTHORIZE CITY ATTORNEY** to submit Stipulations with Requests for Awards for approval by Workers' Compensation Appeals Board, and if so approved, authority to pay \$56,228 in compliance with Appeals Board order for claim of Robert Byington; \$12,080 for claim of Janice M. Cantore; \$16,277.50 for claim of Ronald Glover; and \$5,915 for claim of Barbara Miller. (Law)
- Auth'd. City Mgr.
(Docs. 13-14)

11. **AUTHORIZE CITY MANAGER** to execute a lease with County Sanitation District No. 3 of Los Angeles County for a period of 20 years, at a one-time cost of \$1,000, for property located at 1173 Loma Vista Drive for park purposes. (Parks, Recreation and Marine) (District 1) (Gary Shelton, submitting map of area.)
- Auth'd. City Mgr.
(Doc. 15)

12. **AUTHORIZE CITY MANAGER** to execute Seventh Amendment to Lease No. 22897 with Gene, Jan and Michael Todd for the sale of Halloween pumpkins and Christmas trees at 640 Ximeno Avenue at the rental rate of \$3,374 for a term of three months. (Parks, Recreation and Marine) (District 3)
- Req'd. City Atty.
(Doc. 20)

13. **REQUEST CITY ATTORNEY** to prepare amendment to Section 10.24.076 of the Long Beach Municipal Code prohibiting the parking of oversized vehicles on Bay Shore Avenue between Broadway and Vista Street. (Public Works) (District 3)
- Auth'd. City Mgr.
(Doc. 21)

14. **AUTHORIZE CITY MANAGER** to execute an Assignment Consent Agreement for a pipeline referenced in Ordinance No. C-3231 from Union Oil Company of California to Unocal California Pipeline Company, in accordance with Section 15.44.220, Permit Transfer, of the Long Beach Municipal Code. (Public Works) (Districts 7,8,9)
- R & F. (Docs. 16-18)

15. **RECEIVE AND FILE** the following minutes:

Civil Service Commission, August 21, 2002
Harbor Commission, August 26 and September 3, 2002
- Ref'd. to City Atty.
(Docs. 22-33)

16. **REFER TO CITY ATTORNEY** the following damage claims:

Patricia Alford
Warren David Brown

Amount Unknown
\$ 958.31

Rosanna A. Cisneros	2,844.35
County of Los Angeles	Amount Unknown
Daniel Drommerhausen	1,030.89
Penny Dumke	Amount Unknown
Jack Morissett	100,000,000.00
Qui Nguy	Amount Unknown
Mary Parker	10,000.00
James W. Smittick	534.00
James Willie Smittick	435.00
Verizon (4-10-02)	1,459.27

Approved. (Doc. 19) 17. **APPROVE** Proclamation for Patriot Day, September 11, 2002.

SUGGESTED ACTION: CONCUR IN RECOMMENDATIONS ON CONSENT CALENDAR.

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

- Req'd. City Mgr., in consultation with the City Auditor and the Mayor's Budget Advisory Committee, to provide recommendations, within 90 days, to aggressively further reduce the cost of City operations while maintaining basic City services.
(Doc. 34)
18. Vice Mayor Frank Colonna, Third District, and Councilmember Dennis Carroll, Fourth District, regarding COPS Grant and related City Budget.

Suggested Action: Request City Manager, in consultation with the City Auditor and the Mayor's Budget Advisory Committee, to provide recommendations to aggressively further reduce the cost of our City operations while maintaining basic City services.
- Concurred in recommendation of Committee. (Doc. 39)
19. Councilmember Rob Webb, Eighth District, Chair, Tidelands and Harbor Committee, and Councilmember Dennis Carroll, Fourth District, Chair, Public Safety Committee, recommending that the communications regarding Marine Patrol and Harbor Patrol be received and the Police and Harbor Departments requested to prepare a report to the joint Committees, within 90 days, on the status of the consultant's evaluation of Port Security and an overview of the consolidation of the Harbor and Marine Patrols.

Suggested Action: Concur in recommendation of Committee.
- Concurred in recommendation of Committee. (Doc. 40)
20. Councilmember Rob Webb, Eighth District, Chair, Tidelands and Harbor Committee, and Councilmember Dennis Carroll, Fourth District, Chair, Public Safety Committee, recommending that the communications regarding Marine Patrol and Harbor Patrol be received and the City Manager requested to prepare a report to the joint Committees, within 45 days, evaluating the issue of establishing limited peace officer status for the Marine Patrol.

Suggested Action: Concur in recommendation of Committee.
- Auth'd. City Mgr. to enter into a professional services contract with David Paul Rosen & Associates for the development of a Housing Trust Fund appropriate for the City of Long Beach.
(Doc. 41)
21. Director of Community Development, regarding agreement with David Paul Rosen & Associates to develop a Housing Trust Fund for the City of Long Beach. (Citywide)

Suggested Action: Authorize City Manager to enter into a professional services contract with David Paul Rosen & Associates for the development of a Housing Trust Fund appropriate for the City of Long Beach.

Made Proposition "L" findings and determinations pursuant to Section 1806 of the City Charter regarding contracting of grounds and landscape maintenance services at designated sites, as certified; and auth'd. City Mgr. to execute the Second Amendment to Contract Nos. 27055 and 27095, for a one-year period with Azteca Landscape and Midori Gardens, Inc., in an annual amount not to exceed \$651,268. (Doc. 42)

22. Director of Financial Management, regarding Second Amendment to Contract No. 27055 with Azteca Landscape and Contract No. 27095 with Midori Gardens, Inc. for grounds and landscape maintenance services at designated sites. (Citywide)

Suggested Action: Make Proposition "L" findings and determinations pursuant to Section 1806 of the City Charter regarding contracting of grounds and landscape maintenance services at designated sites, as certified; and authorize City Manager to execute the Second Amendment to Contract Nos. 27055 and 27095, for a one-year period with Azteca Landscape and Midori Gardens, Inc., in an annual amount not to exceed \$651,268.

Auth'd. City Mgr. to execute agreement in an amount not to exceed \$200,000 for a one-year period. (Doc. 43)

23. Director of Health and Human Services, regarding agreement with St. Mary Medical Center to provide emergency room services to Long Beach City Jail inmates. (Citywide)

Suggested Action: Authorize City Manager to execute agreement in an amount not to exceed \$200,000 for a one-year period.

R & F. (Doc. 44)

24. Chief of Police, reporting on the application of Kimberly Anne Wilson and Jeffrey Michael Wilson, dba The Red Room, for an alcoholic beverage license at 1229 East 4th Street. (District 2)

Suggested Action: Receive and file application, with or without conditions.

R & F. (Doc. 45)

25. Chief of Police, reporting on the application of Thomas Kelton Allen, Dorian Alexii Bolick, Michael Stephen Mendelsohn, and Mary Lynn Sophiea, dba Baja Sonora Grille, for an alcoholic beverage license at 70 Atlantic Avenue. (District 2)

Suggested Action: Receive and file application, with or without conditions.

R & F. (Doc. 46)

26. Chief of Police, reporting on the application of Athanasios Sakellariou, dba Yannis Restaurant, for an alcoholic beverage license at 1760 Bellflower Boulevard. (District 3)

Suggested Action: Receive and file application, with or without conditions.

Auth'd. City Clerk to implement scanning of campaign reports by January 2003. (Doc. 47)

27. Director of Technology Services and Acting City Clerk, regarding Campaign Finance On-Line Filing System. (Citywide)

Suggested Action: Authorize City Clerk to implement an on-line campaign filing system by June 2003 contingent on funding being made available during the Fiscal Year 2003 budget; or authorize City Clerk to implement scanning of campaign reports by January 2003.

RESOLUTIONS:

Adopted Resolution No. C-28084 authorizing the submission of an application to the California Housing Finance Agency for \$1.4 million, and auth'd. City Mgr. to execute all necessary documents upon funding approval. (Doc. 48)

28. Approving the City's participation in the HELP Program with the California Housing Finance Agency ("CHFA"), authorizing the execution of documents in connection therewith and authorizing an application to CHFA for participation in such program. (Community Development) (District 8)

Suggested Action: Adopt Resolution authorizing the submission of an application to the California Housing Finance Agency for \$1.4 million, and authorize City Manager to execute all necessary documents upon funding approval.

Approved North Long Beach Street Enhancement Master Plan and adopted Resolution No. C-28085 making certain findings of benefit regarding infrastructure and streetscape improvements in the North Long Beach Redevelopment Project Area. (Doc. 49)

29. Making certain findings regarding the construction of certain public improvements with North Long Beach Redevelopment Project Area funds. (Community Development and Public Works) (Districts 8,9)

Suggested Action: Approve the North Long Beach Street Enhancement Master Plan and adopt Resolution making certain findings of benefit regarding infrastructure and streetscape improvements in the North Long Beach Redevelopment Project Area.

ORDINANCES:

Declared Ordinance read the first time and laid over to the next regular meeting of the City Council for final reading; and instructed Chief of the Long Beach Fire Department to file the Ordinance with the California Building Standards Commission. (Doc. 50)

30. Amending the Long Beach Municipal Code, by amending Chapter 18.48 - Fire Code. (2000 Edition of the Uniform Fire Code) (Fire) (Citywide)

Suggested Action: Declare Ordinance read the first time and laid over to the next regular meeting of the City Council for final reading; and instruct Chief of the Long Beach Fire Department to file the Ordinance with the California Building Standards Commission.

Declared Ordinance read the first time and laid over to the next regular meeting of the City Council for final reading; and instructed Director of Planning and Building to file the Ordinance with the California Building Standards Commission. (Doc. 51)

31. Amending the Long Beach Municipal Code, all relating to adoption of the latest California Building, Electrical, Mechanical and Plumbing Codes and the Uniform Housing Code. (2001 Edition of the California Building, Electrical, Mechanical and Plumbing Codes; and 1997 Edition of the Uniform Housing Code) (Planning and Building) (Citywide)

Suggested Action: Declare Ordinance read the first time and laid over to the next regular meeting of the City Council for final reading; and instruct Director of Planning and Building to file the Ordinance with the California Building Standards Commission.

Adopted Ordinance No. C-7819. (Doc. 52)

32. Amending the Long Beach Municipal Code, relating to public contracts. (Public Works) (Citywide)

Suggested Action: Declare Ordinance read and adopted as read.

September 10, 2002

NEW BUSINESS:

Received and made part of
permanent record. (Doc. 1)

33. Affidavit of Service for special meeting of the City Council held Tuesday, September 10, 2002.
- 34.
- 35.

PUBLIC: IMMEDIATELY PRIOR TO ADJOURNMENT

Opportunity given to citizens to address the City Council on non-agenda items who have not already addressed the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)

REMINDERS: Housing Authority at 4:30 P.M.
Economic Development and Finance Committee (Attorney/Client) at 4:50 P.M.
September 17, 2002, Hearing on Open Space and Recreation Element of
the General Plan. (Citywide)
September 17, 2002, Hearing on the appeal from decision of the City
Planning Commission Certification of Environmental Impact Report,
EIR-17-02. (Citywide)

NOTE: The City Council Agenda may be obtained from the City Clerk Department prior to the meeting or can be mailed to the public if the City Clerk is provided self-addressed, stamped envelopes mailed to: City Clerk Department, City Hall Plaza Level, 333 W. Ocean Boulevard, Long Beach, California, 90802. You may access the agenda on the World Wide Web Internet address of **www.ci.long-beach.ca.us/cityclerk** to view it. You may contact us through the use of E-Mail at **cityclerk@ci.long-beach.ca.us** for correspondence purposes. The public may review agenda items in the City Clerk Department or the Government Publications Section of the Main Library and the Branch Libraries. The City of Long Beach provides reasonable accommodations pursuant to the Americans with Disabilities Act of 1990. If a special accommodation is desired, or if you need the agenda provided in an alternate format, please phone Sharon Stone at (562) 570-6938 in the City Clerk Department 48 hours prior to the meeting. To communicate directly to the City Clerk Department Telephone Device for the Deaf (TDD), phone (562) 570-6626. Inquire at the City Council Chamber Audio-Visual Room for an assistive listening device. /SS